

1 Scott E. Gizer, Esq., Nevada Bar No. 12216  
2 *sgizer@earlysullivan.com*  
3 Sophia S. Lau, Esq., Nevada Bar No. 13365  
4 *slau@earlysullivan.com*  
5 EARLY SULLIVAN WRIGHT  
6 GIZER & McRAE LLP  
7 8716 Spanish Ridge Avenue, Suite 105  
8 Las Vegas, Nevada 89148  
9 Telephone: (702) 331-7593  
10 Facsimile: (702) 331-1652

11 Kevin S. Sinclair, State Bar Number 12277  
12 *ksinclair@sinclairbraun.com*  
13 SINCLAIR BRAUN LLP  
14 16501 Ventura Blvd, Suite 400  
15 Encino, California 91436  
16 Telephone: (213) 429-6100  
17 Facsimile: (213) 429-6101

18 Attorneys for Defendants  
19 CHICAGO TITLE INSURANCE COMPANY.

20 DESIGNATED LOCAL COUNSEL FOR SERVICE OF  
21 PROCESS ON SINCLAIR BRAUN LLP PER L.R. IA 11-1(b)

22 Gary L. Compton, State Bar No. 1652  
23 2950 E. Flamingo Road, Suite L  
24 Las Vegas, Nevada 89121

25 **UNITED STATES DISTRICT COURT**

26 **DISTRICT OF NEVADA**

27 THE BANK OF NEW YORK MELLON  
28 TRUST COMPANY,

Plaintiff,

vs.

CHICAGO TITLE INSURANCE  
COMPANY et al.,

Defendants.

Case No.: 2:20-cv-01394-JCM-BNW

**STIPULATION AND ORDER TO  
EXTEND TIME PERIOD TO  
RESPOND TO COMPLAINT [ECF No.  
1]**

**[THIRD REQUEST]**

COMES NOW defendant Chicago Title Insurance Company (“Chicago Title”) and  
plaintiff The Bank of New York Mellon Trust Company (“BONY”), by and through their  
respective attorneys of record, which hereby agree and stipulate as follows:

1. On July 27, 2020 BONY filed its complaint in the instant action. (ECF No. 1.);
2. On August 21, 2020, the Court granted the Parties’ stipulation to extend Chicago

1 Title's deadline to respond to the Complaint (ECF No. 10.);

2 3. On September 22, 2020, the Court granted the Parties second stipulation to extend  
3 Chicago Title's deadline to respond to the Complaint (ECF No. 16);

4 4. Chicago Title's current deadline to respond to the Complaint is October 7, 2020;

5 5. Chicago Title requests a two-week extension of its deadline to respond to BONY's  
6 complaint, until October 21, 2020, to allow Chicago Title's counsel additional time to review the  
7 allegations of the complaint;

8 6. By entering into this stipulation Chicago Title does not waive any potential  
9 defenses under Fed. R. Civ. P. 12;

10 7. BONY does not oppose the requested extension;

11 8. This is the third request for an extension which is made in good faith and not for  
12 purposes of delay;

13 **IT IS SO STIPULATED** that Chicago Title's deadline to respond to the complaint is  
14 hereby extended through and including October 21, 2020.

15 Dated: October 2, 2020

SINCLAIR BRAUN LLP

17 By: /s/-Kevin S. Sinclair

18 KEVIN S. SINCLAIR

Attorneys for Defendants

CHICAGO TITLE INSURANCE COMPANY

20 Dated: October 2, 2020

WRIGHT FINLAY & ZAK, LLP

21 **As the parties have pointed out, the**  
22 **Court has twice granted a stipulation**  
23 **for Chicago Title to respond to**  
24 **plaintiff's complaint. ECF Nos. 10 & 16.**  
25 **Each time, Chicago Title has cited its**  
26 **need for additional time to review the**  
27 **complaint. The parties' third**  
28 **stipulation is GRANTED. But if**  
**Chicago Title requires a 4th extension,**  
**the Court will require a more detailed**  
**explanation.**

By: /s/-Lindsay D. Robbins

LINDSAY D. ROBBINS

Attorneys for Plaintiff

THE BANK OF NEW YORK MELLON  
TRUST COMPANY

**IT IS SO ORDERED.**

  
BRENDA WEKSLER

UNITED STATES MAGISTRATE JUDGE